

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – Home Department Sri M. Prasad Babu, Ex. Junior Assistant, District Police Office, Kadapa – (Mercy petition) - Against the punishment of dismissal from service - Request rejected – Orders – Issued.

HOME (SER-III) DEPARTMENT

G.O.Ms.No:206

Dated: 10-10-2008.
Read the following:-

1. Govt. Memo No.11630/Ser-III A2/2005-1, dated: 08-08-2005.
2. Representation of Sri M. Prasad Babu. Ex. Junior Assistant, DPO, Kadapa received through Prl. Secy. to C.M. vide CMP.No.2681/2007, dated: 12-03-2008 & CMP No.4336/2007, dated: 24-04-2007.
3. From the I.G.P., Law and Order Rayalaseema Region, A.P., Hyderabad Letter R.C.No.94/L&O/RR-1/2007, dated: 06-07-2007.

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In the reference 1st read above, the mercy petition of Sri M. Prasad Babu, Ex. Junior Assistant, District Police Office, Kadapa, against the punishment of dismissal from service was considered and rejected by the Government, confirming the punishment awarded by Superintendent of Police, Kadapa, vide his proceedings 136 / PR / 97, dated: 08-07-2004.

2. In the reference 2nd read above, Sri M. Prasad Babu, Ex. Junior Assistant, District Police Office, Kadapa, has made a representation to the Government stating that he worked as Junior Assistant, District Police Office, Kadapa, and dismissed from service vide Proc. Rc.No.136/PR/1997, dated: 08.07.2004, of the Superintendent of Police, Kadapa, for alleged delinquency of developing illegal intimacy with one Kum. B. Saraswathi, Typist, District Police Office, Kadapa, and accused in Cr.No.121/95 U/s. 302 IPC of Mydukur Police Station and murdered her on the night of 30.07.1995. A criminal case was booked against him, ended in acquittal and the Enquiry Officer after considering all the facts and depositions adduced by the witness in the O.E., has also held that the charges are not proved. But the disciplinary authority i.e., Superintendent of Police, Kadapa, has disagreed with the findings of the Enquiry Officer, and placed reliance on the statements of some other witnesses, who are blood relations to the deceased and has concluded him as guilty and passed dismissal orders against him. The appeals made by him were rejected. He has, therefore, requested the Government, to set aside the punishment order of dismissal from service and to reinstate him into service.

3. After thorough verification of the records, furnished by the Inspector General of Police, Law & Order, Rayalaseema Region, Hyderabad, in the reference 3rd read above, it is observed that though the criminal case (murder case) against Sri M. Prasad Babu, Ex Junior Assistant, District Police Office, Kadapa, ended in acquittal, there is ample evidence through which it was proved in the departmental enquiry that he had indulged in reprehensible and grave misconduct of developing illegal relationship with the deceased woman and she was seen last alive in his company.

4. After careful examination, Government hereby reject the request of Sri M. Prasad Babu, Ex. Junior Assistant, District Police Office, Kadapa, for setting aside the orders of dismissal from service.

(P. T. O)

5. The Director General of Police, Andhra Pradesh, Hyderabad, is requested to take further necessary action in the matter and inform the same to the individual concerned under proper acknowledgment.

6. The entire record received, through the reference 2nd read above, is returned herewith. He is requested to acknowledge the receipt of the same for record.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**AJOYENDRA PYAL
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Director General of Police, Andhra Pradesh, Hyderabad (with original records) (w.e.).

Copy to:-

The Inspector General of Police, Law & Order, Rayalaseema Region, A.P., Hyderabad.

The Superintendent of Police, Kadapa.

SF/SCs.

// FORWARDED BY ORDER //

SECTION OFFICER